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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff(s),

v.

BRYAN DEL WILLIAMS,

Defendant(s).

2:12-CV-420 JCM (PAL)

ORDER

Presently before the court is the government's sealed motion to reduce defendant's sentence pursuant to Federal Rule of Criminal Procedure 35(b)(1). (Doc. # 40). Defendant Bryan Dell Williams has not filed a response.

Federal Rule of Criminal Procedure 35(b)(1) provides that "[u]pon the government's motion made within one year of sentencing, the court may reduce a sentence if the defendant, after sentencing, provided substantial assistance in investigating or prosecuting another person." Defendant Williams was sentenced on September 9, 2013, less than one year ago. (Doc. # 32). Upon consideration of the government's representations regarding defendant Williams' substantial assistance, the court finds good cause to reduce defendant Williams' sentence to thirty months. Such a reduction represents the difference between the high end and the low end of the guideline range applied by the court.

...

1 Federal Rule of Criminal Procedure 43(b)(4) states that a defendant's presence is not required
2 for the court to reduce a sentence pursuant to rule 35.

3 Accordingly,

4 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the government's sealed
5 motion to reduce sentence (doc. # 40) be, and the same hereby is, GRANTED.

6 IT IS FURTHER ORDERED that the court's judgment (doc. # 36) be amended to reflect a
7 thirty (30) month custodial sentence.

8 DATED June 30, 2014.

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11 **UNITED STATES DISTRICT JUDGE**